

SECTOR \$  
Box 84

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: Donald R. Durden

Application No.: 09/870,379

Filed: May 390, 2001

For: COMPOSITIONS AND METHODS FOR IDENTIFYING AGENTS WHICH MODULATE PTEN  
FUNCTION AND PI-3 KINASE PATHWAYS

Certificate of Mailing Under 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited on October 31, 2001 with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER OF PATENTS AND TRADEMARKS, Washington, DC 20231.

October 31, 2001

Date of Certificate

Jane C. Bogan  
Jane C. Bogan

Hon. Commissioner of Patents and Trademarks

Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application dated August 31, 2001 a copy of which is enclosed herewith, we are completing the above-identified U.S. Patent Application of:

Inventor(s): Donald L. Durden

Application No.: 09/870,379

The Notice to File Missing Parts required submission of:

Basic Filing Fee;

Oath or declaration; Declaration Surcharge;

Computer readable form and paper copy of sequence listing and amendment, statement claiming Small Entity Status.

We are hereby submitting the following:

1 Sheet of Declaration, Power of Attorney and Power to Inspect

1 Sheet of Submission of Sequence Listing and Preliminary Amendment

6 Sheets of Sequence Listing

Computer Diskette

Copy of Notice to File Missing Parts

Check in the amount of \$1,845.00 - as calculated below

Applicant claims Small Entity Status Under 37 CFR 1.27

The Fee has been calculated as follows:

Basic Filing Fee	U.S. Utility Application- <b>Small Entity</b>	\$370.00
Claim Fee- 68 Claims over 20		\$612.00
19 Independent claims over 3		\$798.00
Surcharge - Late filing of Oath		<u>\$ 65.00</u>
		<b>\$1,845.00</b>

Application No.: 09/870,379

In the event the check is improper, or the fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406.

[ X ] A duplicate copy of this sheet is enclosed.

[ X ] Please address all communications to the following Correspondence Address:

Kathleen D. Rigaut, Ph.D., J.D.

**DANN, DORFMAN, HERRELL AND SKILLMAN**

1601 Market Street, Suite 720

Philadelphia, Pennsylvania 19103-2307

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Direct all inquiries to the undersigned agent

Respectfully submitted,

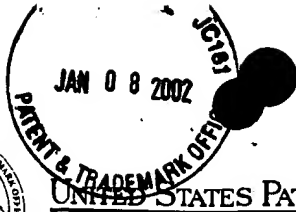
DANN, DORFMAN, HERRELL AND SKILLMAN

A Professional Corporation

By: 

Kathleen D. Rigaut, Ph.D., J.D.

PTO Registration No. 43,047



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/870,379	05/30/2001	Donald L. Durden	1857-P02575US1

CONFIRMATION NO. 7235

## FORMALITIES LETTER



\*OC000000006501156\*

000110  
DANN DORFMAN HERRELL & SKILLMAN  
SUITE 720  
1601 MARKET STREET  
PHILADELPHIA, PA 19103-2307

Date Mailed: 08/31/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/14/2002 AWONDAF1 00000005 09870379

FILED UNDER 37 CFR 1.53(b)

01 FC:201	370.00 OP
02 FC:205	65.00 OP
03 FC:203	612.00 OP
04 FC:202	798.00 OP

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$2744.
  - \$1224 for 68 total claims over 20.
  - \$1520 for 19 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 3584.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be

submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice MUST be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE